



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 21, 2017

MR. DAVID W. SCHAMENS, TREASURER
AMERICA COMES FIRST PAC
1455 PENNSYLVANIA AVENUE NW SUITE 400
WASHINGTON, DC 20004

Response Due Date

03/28/2017

IDENTIFICATION NUMBER: C00623256

REFERENCE: AMENDED OCTOBER QUARTERLY REPORT (07/01/2016 - 09/30/2016),
RECEIVED 12/11/2016

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. Schedule A of your report discloses aggregate year to date totals for contributions received from individuals which appear to be incorrect. Please be advised that federal regulations require aggregate year to date totals to include only those contributions which are received during the calendar year. In the event that the aggregate year to date total is correct, please note that federal regulations also require the disclosure of all contributions received from individuals who have contributed over \$200. 11 CFR §104.3(a)(4) Please amend your report to provide the correct aggregate year to date totals.

2. Schedule E (see attached) discloses one or more apparent contributions to a federal joint fundraising representative, which includes federal candidates and committees as participants. However, on your Form 99 received on 12/12/16, you stated "Per the following what was mailed with the Statement of Organization in August 2016, we are electronically filing the following: This committee intends to make unlimited independent expenditures, and consistent with the U.S. Court of Appeals for the District of Columbia Circuit decision in SpeechNow v. FEC, it therefore intends to raise funds in unlimited amounts.

This committee will not use those funds to make contributions, whether direct, in-kind, or via coordinated communications, to federal candidates or committees."

AMERICA COMES FIRST PAC

Page 2 of 3

If any apparent contribution to a federal candidate or committee was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

Alternately, if your Committee is not an Independent Expenditure-Only Committee, please amend your Statement of Organization to clarify your committee type. (52 U.S.C. §30103(b) (formerly 2 U.S.C. §433(b)) and 11 CFR §102.2)

Although the Commission may take further legal action regarding the apparent contribution to a federal candidate or committee, your prompt action will be taken into consideration.

3. Schedule E of your report indicates that your committee may have failed to file one or more of the required 48 hour report(s) for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20th day before an election. The report must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For additional information about the

AMERICA COMES FIRST PAC

Page 3 of 3

report review process or specific filing information for your committee type, please visit the Reports Analysis Division's Frequently Asked Questions on the FEC website. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1157.

Sincerely,

A handwritten signature in black ink that reads "Laura E. Sinram". The signature is written in a cursive style with a large initial "L" and a distinct "E" and "S".

Laura Sinram
Sr. Campaign Finance & Reviewing Analyst
Reports Analysis Division

221

**Impermissible, Excessive, and Prohibited Contributions
America Comes First PAC (C00623256)**

Possible Prohibited Contributions Made

Recipient Name	Date	Amount	Report
Trump Victory	8/17/16	\$54,000.00	2016 October Quarterly
Trump Victory	9/7/16	\$5,000.00	2016 October Quarterly
Trump Victory	9/9/16	\$46,000.00	2016 October Quarterly

Missing 48 Hour Report (Schedule E)
America Comes First PAC (C00623256)

Name of Payee	Dissemination Date	Amount	Candidate	Election
Sokal Media Group	9/9/16	\$50,000.00	TRUMP, DONALD J.	G2016
America Comes First	9/22/16	\$15.00	TRUMP, DONALD J.	G2016
Propel Marketing	9/28/16	\$18,282.60	TRUMP, DONALD J.	G2016